



**UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
08/526,714	09/11/95	ADITYA	042390.P-2026

LM21/1123
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EXAMINER
ENG, B

ART UNIT
2703

PAPER NUMBER
12

DATE MAILED: 11/23/98

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks



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See attachment.

DAVID Y. ENG
PRIMARY EXAMINER

Office Action Summary

Application No.

08/526,714

Applicant(s)

Aditya et al.

Examiner

David Y. Eng

Group Art Unit

2784



☒ Responsive to communication(s) filed on Sep 4, 1998

☒ This action is **FINAL**.

☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire three month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claims

☒ Claim(s) 22, 26, 28-33, and 39 is/are pending in the application.

Of the above, claim(s) _____ is/are withdrawn from consideration.

☐ Claim(s) _____ is/are allowed.

☒ Claim(s) 22, 26, 28-33, and 39 is/are rejected.

☐ Claim(s) _____ is/are objected to.

☐ Claims _____ are subject to restriction or election requirement.

Application Papers

☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.

☐ The drawing(s) filed on _____ is/are objected to by the Examiner.

☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.

☐ The specification is objected to by the Examiner.

☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been
☐ received.

☐ received in Application No. (Series Code/Serial Number) _____.

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

☐ Notice of References Cited, PTO-892

☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____

☐ Interview Summary, PTO-413

☐ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

--- SEE OFFICE ACTION ON THE FOLLOWING PAGES ---

Art Unit: 2315

The active claims are 22, 26, 28-33 and 36-39.

Applicants are correct in that claim 26 is rejected under 35 USC 103 over Hausman. The error is regreted.

The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.

Claims 22, 26 and 28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hausman.

Claims 29-33 and 36-39 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hausman in view of Copeland.

Details of the rejection have already been set forth in the last Office action. The details are incorporated herein by reference thereto.

With respect to applicants' remarks in the last paragraph on page 2 of the communication filed on September 4, 1998, the examiner has already responded to this issue. See the last paragraph of page 2 of the Office action mailed May 1, 1998.

With respect to the remarks in the first full paragraph of page 3 of the communication, the claims do not recite what the host does in response to the indication recited in the second last paragraph of claim 22.

With respect to the remarks in the second last paragraph of page 3 of the communication, the examiner did not rely on the TX signal in the rejection.

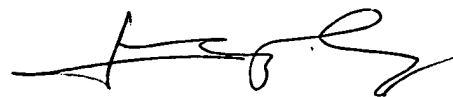
Art Unit: 2315

In the last paragraph of page 3, applicants stated that the examiner employs impermissible hindsight. However, applicants have not provided any arguments to support the statement.

With respect to the first full paragraph on page 4 of the communication, the examiner has carefully read column 3, lines 15-18 and 25-32 in Hausman. The examiner does not find the excerpt states that the RX signal is not generated until transmission at the physical link layer has at least begun. On the contrary, Hausman teaches that the interrupt signal indicating that a complete packet has been received is generated as soon as the packet has been received and not transmitted as argued by applicants (see lines 21-23 in column 3).

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.



DAVID Y. ENG
PRIMARY EXAMINER